

PRESS RELEASE

April 28, 2006

RE: UNITED STATES v. DAVID LEWANDOWSKI

United States Attorney Terrance P. Flynn announced today the sentencing of registered sex offender, David Lewandowski. Lewandowski, age 42, of Buffalo, New York, pled guilty on December 22, 2005 before the Honorable William M. Skretny, United States District Judge, to a Supervised Release violation charging him with possession of child pornography, in violation of the conditions of his five (5) year term of Supervised Release imposed following a 1997 federal conviction for aggravated sexual abuse of a child and to possession of child pornography, in violation of Title 18, United States Code, Section 2252(a)(4)(B).

Assistant U.S. Attorney Allison P. Gioia, who handled the case, stated that Lewandowski was convicted of aggravated sexual abuse of a child in 1997 and was sentenced to a term of imprisonment of ninety-seven (97) months and a five (5) year term of Supervised Release. After serving approximately seven (7) years in a federal prison for the 1997 conviction, Lewandowski was released from prison in or about July 2004 and returned to Buffalo, New York. On June 30, 2005, nearly one year after being released from prison, Lewandowski admitted to federal agents that he had possessed child pornography on his home computer.

At sentencing today, Lewandowski faced a maximum sentence of five (5) years imprisonment on the Supervised Release violation and a ten (10) year mandatory minimum sentence on the new criminal conduct. Assistant U.S. Attorney Allison P. Gioia asked the Court

to impose a fifteen (15) year term of imprisonment and lifetime Supervised Release as the sentence for Lewandowski on both charges.

After referring to Lewandowski's prior conviction for aggravated sexual abuse of a child as heinous, United States District Judge William M. Skretny sentenced Lewandowski to the mandatory minimum term of ten (10) years imprisonment on the possession of child pornography charge and time served on the Supervised Release violation. The Court noted that the defendant had already served approximately five (5) months on the Supervised Release violation. Notably, the Court imposed a lifetime term of Supervised Release. After serving his ten (10) year sentence and as part of the conditions of his lifetime term of Supervised Release, Lewandowski will be prohibited from having any unsupervised contact with any child under the age of 18 and will also be prohibited from being on any school grounds, child care center, playground, park, recreational facility or any area in which children are likely to congregate.

Both convictions were the result of an investigation by the Federal Bureau of Investigation, under the direction of Acting Special Agent in Charge Karen E. Spangenberg, and the United States Probation and Pretrial Services Office, under the direction of Chief U.S. Probation Officer Joseph A. Giacobbe.